08-23-05

18 July 2000

JEW 1637

AUG 2 2 2005

TRANSMITTAL

RADEN

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Index the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application Number

Filing Date

| FORM | First Named Inventor | LINCOLN, Stephen E. | | | | |
|---|---|--|--|--|--|--|
| | Art Unit | 1637 | | | | |
| (to be used for all correspondence after initial | | FREDMAN, Jeffrey Norman | | | | |
| Total Number of Pages in This Submission | Attorney Docket Number | 13151-2 | | | | |
| ENCLOSURES (Check all that apply) | | | | | | |
| | ENCLOSURES (Check all) | After Allowance Communication to TC | | | | |
| Fee Transmittal Form Fee Attached | Drawing(s) Licensing-related Papers | Appeal Communication to Board of Appeals and Interferences | | | | |
| Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request X Supplemental Information Disclosure Statement Certified Copy of Priority Document(s) | Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Arterminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on CD Remarks | Status Letter Other Enclosure(s) (please Identify below): Form PTO/SB/08A Copy of one citation | | | | |
| Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 | | | | | | |
| | TURE OF APPLICANT, ATTOR | RNEY, OR AGENT | | | | |
| Firm Name Kalow & Spri | ingut LLD | | | | | |
| Signature (// | ingut per . | | | | | |
| Printed name | | | | | | |
| J. Dávid Ellett, Jr. | | | | | | |
| Date 22 August 2005 Reg. No. 27,875 | | | | | | |
| CERTIFICATE OF TRANSMISSION/MAILING | | | | | | |
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: | | | | | | |
| Signature | | | | | | |
| Typed or printed name | | Date | | | | |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Applicants: LINCOLN, Stephen E. and

KNAPP, Michael R.

Examiner: FREDMAN, Jeffrey N.

Serial No.: 09/618,178

Group Art Unit: 1637

Filing Date: 18 July 2000

Title : "Automat

: "Automatic Genotype Determination"

Kalow & Springut LLP

488 Madison Avenue, 19th Floor New York, New York 10022

Customer No. 23719

22 August 2005

Commissioner for Patents Post Office Box 1450 Alexandria, Virginia 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

SIR or MADAM:

On 12 July 2005, an information disclosure statement under 37 CFR 1.97(c) was submitted to the Patent and Trademark Office in connection with the patent application identified above together with an accompanying Form PTO/SB/08 and copies of eight of nine non-United-States patent documents cited in the information disclosure statement. With respect to one of the non-United-States patent documents, Australian published patent application AU 03355093 A1 ("the Australian '550 published application"), it was noted in the information disclosure statement of 12 July 2005 and the accompanying Form PTO/SB/08 that a copy would be provided

Applicants: LINCOLN, Stephen E. and

KNAPP, Michael R.

Serial No.: Filed:

09/618,178 18 July 2000

Page 2

subsequently. The purpose of the present supplemental information disclosure statement is to provide a copy of the Australian '550 published application. Accompanying the present supplemental information disclosure along with the copy of the Australian '550 published application is a copy of the Form PTO/SB/08A submitted with the information disclosure statement of 12 July 2005 in which a footnote indicating that a copy of the Australian published application would be provided subsequently has been stricken out.

On its face, the Australian '550 published application, which is in English, is based on international PCT patent application PCT/FR92/01141 to Bertin & Cie which was published in French under international publication No. WO 93/11262 ("the '262 international PCT published application") on 10 June 1993. A copy of the '262 international PCT published application was submitted to the Patent and Trademark Office with an information disclosure statement filed with respect to the subject application on 7 September 2000.

The attorneys for the applicants take no position on whether or not either the Australian '550 published application or the '262 international PCT published application constitutes prior art against the subject application under any particular provision of Title 35 of the United States Code.

A check to cover the official fee for submission of an information disclosure statement pursuant to 37 CFR 1.97(c), estimated to be one hundred eighty dollars (\$180.00), was submitted with the information disclosure statement of 12 July 2005. It is assumed that no additional fee is required for filing at this time a copy of a citation identified in the information disclosure statement of 12 July 2005. If an additional fee is required, please charge the amount of such fee to deposit account No. 11-0171.

Respectfully submitted,

Attorneys for the Applicants

Rv

J. David Ellett, Jr

(Red No 27 875

Telephone: (212) 813-1600

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Undly the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. DEMARK DEMARK

Spostitute for form 1449/PTO

Sheet

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

2

Complete if Known **Application Number** 09/618,178 Filing Date 18 July 2000 First Named Inventor LINCOLN, Stephen E Art Unit 1637 **Examiner Name** FREDMAN, Jeffrey N. **Attorney Docket Number** 13151-2

| | | | U.S. PATENT | DOCUMENTS | |
|-----------------------|--------------------------|--|-----------------------------|--|---|
| Examiner Initials* | Cite No. ¹ | Document Number Number-Kind Code ^{2 (# known)} | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | ^{US-} 5,453,247 | 09-26-1995 | Beavis, et al. | |
| | | ^{us-} 5,700,637 | 12-23-1997 | Southern | |
| | <u> </u> | ^{US-} 5,811,235 | 09-22-1998 | | |
| | ļ | ^{us-} 5.853.989 | 12-29-1998 | Jeffreys, et al. | |
| ~~··· | | 03- | | | |
| | | US- | · | | |
| | L | US- | | | |
| | | Us- | | | |
| | 1 | US- | | | |
| | | US- | | | *************************************** |
| | | US- | | | |

| | FORE | IGN PATENT DOCU | MENTS | | |
|--------------|--|---|---|---|---|
| Cite No.1 | Foreign Patent Document | Publication Date | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | T |
| | Country Code ³ "Number ⁴ "Kind Code ⁵ (<i>if known</i>) | MM-DD-YYYY | | | T |
| | AU 03355093 A1 | 06-28-1993 | Bertin & Cie* | | |
| | | | | | L |
| | | | | | |
| | | | | | ┢ |
| | | | - | | ┢ |
| | | Cite No.1 Foreign Patent Document Country Code ³ Number ⁴ 'Kind Code ⁵ (if known) | Cite Foreign Patent Document Publication Date MM-DD-YYYY Country Code ² "Number ⁴ "Kind Code ⁵ (if known) | No.1 Date MM-DD-YYYY Country Code ² "Number ⁴ "Kind Code ⁵ (if known) Applicant of Cited Document | Cite No.1 Foreign Patent Document Publication Date Applicant of Cited Document Where Relevant Passages Or Relevant Figures Appear |

| Examiner | Date | |
|-----------|--|---|
| Signature | Considered | |
| | 00110100100 | |
| 450144444 | - , , , , , , , , , , , , , , , , , , , | بالكال المساوي والمساوي والمساور والمساور |

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Skind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.